

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.W.P. No. 29004 of 2023

Date of decision: 21.12.2023

Sheela

.... Petitioner

Vs.

Haryana Shehri Vikas Pradhikaran and another

.... Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN PALLI
HON'BLE MR. JUSTICE VIKRAM AGGARWAL**

Present: Mr. Ajay Bhardwaj, Advocate,
for the petitioner.
Mr. Deepak Sabherwal, Advocate,
for the respondents-HSVP.

ARUN PALLI, J (Oral)

The petitioner herein has prayed for the following substantive relief:

“Civil Writ Petition under Articles 226/227 of the Constitution of India for the issuance of an appropriate writ, order or direction specially in the nature of certiorari quashing/setting aside the impugned demand notice dated 07.11.2023 (received on 17.11.2023) (Annexure P-5) passed by Respondent no.2 vide which the demand of an exorbitant amount has been raised on account of enhancement of compensation in an illegally, arbitrarily and with malafide intention and without any justification qua Plot No.214, Sector 110-A, Gurugram.

To issue a writ in the nature of mandamus directing the respondent to consider the objection/representation dated 24.11.2023 (Annexure p-6) and decide the same by addressing the objections raised by the petitioner and by providing details of manner of calculation for the alleged demand notice dated 07.11.2023 (P-5) along with supporting documents, in the interest of justice.

To stay the implementation of demand notice dated 07.11.2023 (received on 17.11.2023) (Annexure P-5) passed by Respondent no.2 during the pendency of present writ petition.”

Learned counsel for the petitioner submits that prior to the institution of this petition, the respondents were even served with a representation dated 24.11.2023 (P-6), but that too has failed to evoke any response.

Upon being served with an advance copy of the petition, Mr. Deepak Sabherwal, Advocate, for respondents is present in Court. He submits that since the competent authority is already in seisin of the representation submitted by the petitioner, it would be expedient if this petition is disposed of, to enable the competent authorities, to deal with the concerns/grievances of the petitioner and pass appropriate orders in accordance with law. He further submits that necessary orders shall be passed within four weeks from today after affording an opportunity of hearing to the petitioner.

Learned counsel for petitioner is agreeable to the course suggested by the learned counsel for respondents and submits that let this petition be disposed of in view of the statement made by him.

In the wake of the position sketched out above, this petition is accordingly disposed of in terms of the statement made by learned counsel for the parties.

This Court is sanguine that the authorities shall consider/examine the matter in issue, and pass appropriate orders, in

accordance with law, within the time indicated by learned counsel for the respondents, assigning reasons in support thereof.

Needless to assert that this order shall not constitute an expression of opinion on the merits of the case of either party, for, as indicated earlier, the competent authority shall examine the grievances of the petitioner, strictly in accordance with law.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

21.12.2023
deepak

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No